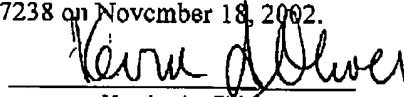


## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Midgley, et al.	)	
	)	
Serial No.: 09/465,436	)	Group Art Unit: 2172
	)	
Filed: December 16, 1999	)	Examiner: Shahid AJ Alam
	)	
For: Systems and Methods for Backing Up	)	Attorney Docket No.: NTK-005.01
Data Files	)	

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office at (703) 746-7238 on November 18, 2002.

  
Kevin A. Oliver

Commissioner for Patents  
Washington, D.C. 20231

REQUEST FOR ONE-MONTH EXTENSION OF TIME

Dear Sir:

Applicants' Attorney hereby requests a one-month extension of time pursuant to 37 CFR 1.136(a) to file a Request for Continued Examination in the above-identified application.

Please charge the appropriate fee of \$55.00 based on small entity status to **Deposit Account No. 06-1448, Ref. Number NTK-005.01.**

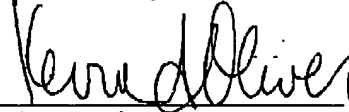
Applicants' Attorney does not believe that any additional extension of time or any additional fees are required for consideration of the accompanying documents. Should any additional extension of time or additional fees be required for timely consideration, however, Applicants' Attorney hereby petitions for same and requests that the additional extension fee and any other additional fee required for timely consideration be charged to **Deposit Account No. 06-1448, Reference NTK-005.01.**

U.S.S.N. 09/465,436  
Group Art Unit: 2172

Further, Applicants' Attorney hereby authorizes the Commissioner to credit any  
overpayment to **Deposit Account Number 06-1448, Reference NTK-005.01.**

Respectfully submitted,

FOLEY HOAG LLP



Kevin A. Oliver

Reg. No. 42,049

Attorney for the Applicant

Date: November 18, 2002

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